

# THE MOUNTAINAIR INDEPENDENT

VOLUME IV.

MOUNTAINAIR, NEW MEXICO, THURSDAY, APRIL 29, 1920

NUMBER 32.

## DOCTORS CANNOT PRESCRIBE LIQUOR SAYS LUCERO

### State Law Knocks Out Right Given Under United States Amendment

According to the opinion of Antonio Lucero, federal prohibition director for New Mexico, physicians, druggists and others who are permitted under the federal prohibition law to prescribe and have liquor in their possession for medical purposes are denied these privileges under the state prohibition law, which in "dry" states supercedes the federal law.

Under the state law it is unlawful to bring into the state such liquors for any purpose except in the case of sacramental wines and permits issued to doctors and physicians are there fore of no value as they cannot secure the liquor allowed under these permits.

Mr. Lucero has sent his assistants the following correspondence in the form of a letter of instructions for their guidance:

"Having received a few applications from some of the physicians of the state for permits, some to prescribe and others to have liquor in their possession for their practice, as provided by the federal prohibition act, I have had to look up the state prohibition act in regard to the matter and find in the latter, the importation of liquor, except wine for sacramental purposes is absolutely prohibited.

"In the federal prohibition act it is provided that a regular practicing physician may apply for and get a permit from the federal prohibition director to prescribe liquor or have not to exceed six quarts of the beverage a year in his possession for his practice.

"The state prohibition act, on the other hand, provides as follows:

"Sec. 1. From and after the first day of October, A. D. 1918, no person, association or corporation, shall, within this state, manufacture for sale, barter or gift, any ardent spirits, ale, beer, alcohol, wine or liquor of any kind whatsoever containing alcohol; and no person, association or corporation shall import into this state any of such liquors or beverages for sale, barter or gift; and no person, association or corporation, shall within this state sell, or barter or keep for sale or barter any of such liquors or beverages for sale, barter or trade; provided nothing in this section shall be held to apply to denatured or wood alcohol or grain alcohol when intended and used for medicinal, mechanical or scientific purposes only, or to wine, when intended and used for sacramental purposes only."

"As it will be seen that under the state law no one can bring into the state for sale or to give away, or to manufacture any liquor, save wine for sacramental purposes, a permit to a doctor issued by me for prescribing or having liquor in his possession is of no use at all for he will not be able to get the whiskey he needs, anywhere, either in New Mexico or any other state.

"The attorney general of New Mexico in an opinion to one of the druggists of the state relative to whether or not the state law prohibits the filling of prescriptions for whiskey, brandy or other wines or liquors, when the same are written by a registered physician, and the pharmacist is acquainted with the person taking the same, I advise that pharmacists are prohibited from filling prescriptions for whiskey, brandy, wines and all other liquors, except grain alcohol.

"The constitution permits only the sale of grain alcohol for medicinal purposes and wines only for sacramental purposes."

"I have gone into this question in detail in order to convey to the general public and especially the doctors and druggists information which I think they ought to have in their possession to guide them in their desire to live up to the requirements of both federal and state prohibition laws.

"Yours truly,  
"ANTONIO LUCERO,  
"Federal Prohibition Director"

## ROCK BEING DELIVERED FOR HOTEL BUILDING

Messrs. L. L. and B. B. Lorey are having the rock hauled to their lots preparatory to erecting a two-story stone hotel building, to replace the frame structure destroyed by fire some three months ago.

## AWAITING CHARTER FOR NEW NATIONAL BANK

Several of our businessmen, interested in the organization of a National Bank at Mountainair, made a trip to Santa Fe and Albuquerque, the last of last week, for the purpose of forwarding the organization of the bank. They met splendid encouragement, and arranged for connection and representation along financial lines.

That the bank is assured, is proven by the fact that the capital of \$25,000 and surplus of \$5,000, has been over-subscribed, with some applications for stock turned down. Application for charter is pending, and it is not thought that the time will be long before the First National Bank of Mountainair will be a reality.

## TO BUILD UP RATHER TO TEAR DOWN

The report is being circulated among the farmers of the Mountainair community that the new bank, which is now being organized at Mountainair, is being promoted for the purpose of trying to defeat or to wage war on the Farmer's Co-operative Bank Warehouse organization that is also being promoted here at this time. Also for the purpose of fighting the present bank here.

We know not who is the original author of these infamous and slanderous reports, but for the information of our inquiring friends, we wish to state such reports are absolutely without foundation and are false; the principles for which the new bank is being organized, are the upbuilding of Mountainair, and to assist in the development of her wonderful agricultural and stock raising resources tributary.

The bank is not being organized to fight ANYONE, but for the purpose of being a help to everyone consistent with sound banking.

We feel that every citizen who has the best interest of Mountainair and her community at heart will lend us their co-operation in the upbuilding of the new bank now under way of organization, and help make it such that all will feel justly proud.

(The above was handed us for publication, and in justice to the promoters we give the same publicity. We believe the new organization has a splendid opportunity to work for the development of our community, and that without being detrimental to existing banking institutions, not only in Mountainair, but throughout the county.—Editor.)

## WILL SPEAK AT HIGH SCHOOL AUDITORIUM

Word was received here late last evening that Prof. Lee A. Wolford, vice president of the Montezuma Baptist College at East Las Vegas, will be in Mountainair and address our people at the High School Auditorium on next Sunday afternoon, May 24, at 3:30 o'clock, in the interest of the new institution.

This promising school has been made possible through the recent campaign of the Southern Baptists for finances to be used in the advancement of church work along all lines, including the educational work. Reports are to the effect that the first term will see large numbers of New Mexico young people enrolled and in attendance, where an education under Christian influences will help the formation of true character, as well as the development of the mental faculties.

A general invitation is extended to all to hear Prof. Wolford, and learn of this home institution.

## MISS ECKLES VISITS MOUNTAINAIR SCHOOLS

Miss Isabel Eckles, registrar of the State Normal school at Silver City, was in Mountainair Tuesday and visited the local schools, coming for the purpose of inspecting the High School, regarding the allow ance of credits from our schools at the higher institutions. As to her report naturally that is a matter that is not made public at this time. But suffice it to say that she expressed herself as more than pleased with the conduct of the school and the work that is being done.

Miss Eckles is one of the leaders in educational work in the state, having served as County Superintendent of her home county, and also bearing the honor of having been the only lady president of the New Mexico Teachers Association. She spoke very flatteringly of Mountainair and would have remained over another day, but for the fact that President Hall of the Normal School has suffered an attack of pneumonia necessitating the return of the registrar to the office.

## WOULD YOU RATHER BE A BABY OR A PIG?

If you had your choice would you rather be a pig or a baby? To be a pig in the United States is to be lucky. Last year the United States government spent \$47,000,000 to reimburse farmers for avoidable losses of cattle, corn and hogs. Not one cent was spent for babies.

It is well enough when the baby happens to be one of the fortunate ones, whose coming is heralded by the family and relatives, and at whose birth the mother can have the advantage of the best medical advice, and the most careful training for the new duties.

But what about the millions of babies whose advent into the world is looked upon by the parents in the nature of a calamity and what about the thousands of babies whose coming means the stamping of the brand of shame on the young mother instead of the glorification of motherhood. These are the babies that the Salvation Army is saving, and saving the mothers at the same time also.

Last year in the twelve Salvation Army rescue and maternity homes in the western part of the United States no less than 1,058 babies were born. What will become of these babies and their mothers? This is the problem that the Salvation Army is being called upon to solve.

To bring the mothers to a realization of the responsibilities thrust on their young shoulders, to train them so that they are able to earn their living, to put their feet on the right path and to give the baby the start in life that he would not otherwise have is the work that the Salvation Army is carrying on day after day.

One morning several months ago a mere slip of a girl appeared at the door of one of the Salvation Army rescue and maternity homes in the west, and after some evident hesitation rang for admittance.

The commandant, schooled through years of experience in the suffering and sorrows of young womanhood, answered the summons, and recognizing the situation, took the young girl into the home and affection of her big mother heart.

In this case the girl's betrayal followed an acquaintance with a shipyard worker. Then came the ominous realization of the penalty that she was about to pay for her indiscretion.

Inexperienced in the ways of the world and unprepared through lack of proper home training, this girl knew of no place to turn for refuge in her shame. Then the Salvation Army rescue and maternity home came to her attention and to it she directed her troubled footsteps.

She entered into the spirit of the home with alacrity and undertook with joy the mastering of the duties of motherhood and in spare moments devoted herself along with other girls in the home, to furthering her neglected school studies and in other ways fitting herself to support herself and child.

When the great day arrived and she found that instead of one child there were four—four little girls, three of whom survived the birth.

While the mother is learning the care of her triple burden the Salvation Army's free legal bureau is endeavoring to locate the father and see that he shares in the responsibility and care of the children.

If not other provision is made for the mother, The Salvation Army will find a place where it will be possible for her to keep the children with her. The Salvation Army never separates the mother from her babe.

When a girl seeks refuge at a Salvation Army rescue and maternity home only one promise is exacted of her. She is required to promise that she will stay in the home for three months after her babe is born. This is done so that during the three months that the girl mother is tending her child the baby fingers will wind themselves so closely round her heart that they will prove the greatest means of holding the mother to the path that is right. The best evidence of the truth of this is that more than 90 per cent of the mothers who give birth to their first born in Salvation Army rescue and maternity homes are now happily living their lives as righteous members of the community.

This work of caring for the girl-mother is, however, only a very small part of the work that is quietly and unobtrusively being carried on all over the country, day after day by the workers who wear the Salvation Army uniform.

Extension of this work for humanity is the dominant feature of the Salvation Army's home service program for 1920 which plans to carry the mission of mercy to every section of the country. With the formation of state and county advisory boards standing four square back of the trained workers of the Salvation Army the success of the program is assured.

Rabbi M. Bergman, chairman of the Salvation Army state advisory board of New Mexico, speaking on the extension of the Salvation Army work yesterday, said:

The Army will rely for success in its extension work on thousands of public-spirited citizens made up of the best elements of all communities. The Salvation Army has always battled against sorrow and despair in the front lines, and from its long years of experience, more than forty in the United States, has developed the proper methods of extending help. It can enlarge its influence without interfering with existing relief agencies and I am sure it can prevent human waste before preventive measures are too late. To do this it must have the support of the people."

## TEACHERS CONVENTION DATES ANNOUNCED BY EXECUTIVE COMMITTEE

The executive committee of the New Mexico Educational association met yesterday afternoon in the supreme court room to arrange for the annual convention. Present were Johnathan H. Wagner, chairman, Miss Isabel E. Echles, registrar of the Silver City Normal school; W. B. McFarland, superintendent of the East Las Vegas high school; W. E. Bowyer, superintendent of the Clovis high school; Jose Valdez of the Tierra Amarilla schools; John Milne, superintendent of the Albuquerque schools, and John V. Conway, assistant state superintendent of public instruction.

The date for the convention was fixed for November 22 to 24, during Thanksgiving week. The educational council of the association will meet the Saturday before. There will be six general sessions in the afternoon and evenings and special sessions in the forenoons. Tuesday evening will be as usual given over to entertainment.

The committee also discussed the teachers' salary situation and the opinion thereon by the attorney general. It is proposed to make a campaign over the state on this subject.

## LIST OF JURORS

The following have been drawn for jurors for the May term of the district court for this county, the grand jurors being summoned to appear on May 14th and the petit jurors on May 19th:

**GRAND JURY**  
Lorenzo Camacho, Bernardo Armijo, G. B. Salas, J. J. White, Julien R. Romero, Isabel Maestas, Manuel F. P. Madrid, Ramon Gallegos, T. L. Davis, G. M. Kayser, Manuel D. Otero, Burt Garland, Frank Sandusky, Manuel Archuleta, C. B. Smith, Pedro Schubert, Louis Serna, R. L. Blancitt, Jose A. Garcia, Antonio Padilla, Sam G. Sharon.

Talesmen:—Leon Vanderford, I. F. Chavez, Jesus Sanchez, R. N. Maxwell, Estimio Luna, John McGillivray.

**PETIT JURY**  
J. C. Cluff, J. T. Kimmons, J. A. Rutledge, Antonio Martinez, Nicolas Baca, Pedro Sanchez y Benabides, Amador Perea, L. W. Simpson, Walter Steele, Melchor Jaramillo, Ponciano Sanchez, John Ingle, Gregorio Lobato, Pablo Madrid, Felomeno Lucero, Anastacio Gutierrez, Antonio Candelaria, T. J. Dillon, Pedro Vigil, Eladio Gonzales, Felipe Aldrete, W. C. Pinnell.

Talesmen:—M. D. Adkinson, H. W. Flora, V. P. Ballejos, Alfredo Lucero, Jose Sanchez y Vigil, J. B. Buckner, A. E. Lucero, P. P. Sanchez, Abram Lujan, Sixto Maldonado, Jose Ma. Montano, Moises Apodaca.

## NEW MERCHANT COMES TO MOUNTAINAIR

A young merchant applied for his board and lodging at the home of Mr. and Mrs. Marshall Orme early Tuesday morning, who has taken up most of Marshall's time and attention since his arrival. In fact, "Grandpa" Orme has had to look after the store the greater portion of the time since the young man put in his appearance. Mrs. Orme and the young man are doing well, and it is hoped Marshall will soon be able to give a portion of his time to business matters again.

## ADMITS GUILT UNDER WHITE SLAVE CHARGE

Dr. Albert E. Holloway, of Estancia, an osteopath, pleaded guilty yesterday afternoon before Judge Colin Neblett in the federal court to the charge of violation of the White Slave act. He formerly pleaded not guilty, but while awaiting trial decided to change his plea and was brought into court. The judge stated that he would sentence him next Monday.

The osteopath was charged with leaving Estancia with a young married woman and, after visiting Amarillo, Clayton and Trinidad, going to Hot Springs. He and the young woman were said to be living there at the time Holloway was arrested. The woman has returned to her husband and for that reason her name is not given out. —Santa Fe New Mexican.

The New Mexican again has its wires crossed, as Dr. Holloway is not from Estancia, but Mountainair. But we shan't kick as long as the New Mexican attributes the blame to Mountainair, and the wayward doctors to some other part.

## BEANS ARE LOOKING UP AGAIN

The price of the New Mexico Pinto has advanced recently, having hit the six cent mark the last of the week. With Colorado sold out and large portions of New Mexico cleaned up it looks as though those of our farmers who have held on, will be repaid for the trouble.

Several carloads have been shipped out of Mountainair recently, some containing as high as 900 sacks of 100 pounds each. Something over two hundred carloads have been shipped from the local station this season and the end is not yet—by some fifty or sixty cars at least.

## TO DELIVER ADDRESS AT METHODIST CHAPEL

Mrs. Atkins, one of the national lecturers of the W. C. T. U. will be in Mountainair the last of this week, and will make an address at the Methodist Chapel on Sunday morning. She comes to tell us of the work which is being done under the auspices of the Women's Christian Temperance Union, in the way of caring for fallen girls or girls who are in need of a helping hand. She will tell of the Francis Willard home to be opened at Belen in the near future, which will be on a statewide basis.

It is not the intention of Mrs. Atkins to solicit funds at this time, but to acquaint the people with the work which is being done and to arouse interest in the work. The home at Belen is being financed in other ways than by public subscription and solicitation.

Everyone is invited to hear the message which Mrs. Atkins brings. Remember the hour is 11 o'clock Sunday morning.

## HAS FINE PIECE OF RICH OIL SHALE

C. P. Chapp II has in the window of the Farmers Trading Company, a fine specimen of shale, rich in oil, and of which he says, "there is plenty more where that came from." When lighted by a burning match, this sample burns, giving off a strong odor of burning crude oil.

That there is oil shale in the mountains near Mountainair has long been known, but a specimen of such rich quality has made 'em sit up and take notice.

## MOUNTAINAIR MOTOR COMPANY CHANGES HANDS

J. H. Griffin of the Mountainair Motor Company has made a deal with a Mr. Flickinger, of Emporia, Kansas, whereby the latter will take over the Garage business which has been conducted under the name of the Mountainair Motor Company. The deal also includes the Griffin home in the Vent Addition, Mr. Griffin having sold out "lock stock and barrel." The new proprietor has returned to bringing his family out and will take charge on his arrival.

Mr. Griffin will take a vacation of several months, and may decide to enter some other business here.

## WOMACK PUTTING UP ADDITIONAL STOREROOM

Work has been commenced on a storeroom on the lot adjoining the building of D. H. Womack on the west, the contract calling for an additional adobe building of the same size and style as the building now occupied by Mr. Womack. This will give him two store rooms of 25x70 feet floor space each, both fireproof buildings.

## SCHOOLS EFFICIENCY THREATENED BY TEACHERS SHORTAGE

### Wagner Will Take Facts About New Mexico Situation to National Conference

Santa Fe, N. M., April 29.—To get the exact situation in each county in New Mexico about the teachers available for the state's public schools during the coming year, State School Superintendent J. H. Wagner has called a conference of all county school superintendents to meet in Santa Fe next Tuesday, May 4. The facts submitted at this conference will form the basis of a report which Mr. Wagner will make to a National Conference on the School Crisis which will meet in Washington on May 19, at the call of P. P. Claxton, U. S. Commissioner of Education.

With a shortage of 170,000 trained teachers in the schools of the nation this year and with school efficiency greatly reduced, the bureau of education has facts before it indicating a still graver shortage during the coming year. It is due mainly to inadequate salaries paid to the teaching profession, particularly in the rural schools though all classes of teachers are affected. School and educational experts and authorities, tax commissioners, newspaper editors and business men have been asked to meet in this conference which will seek a practical way to encourage general increases in salaries of teachers before a new school year begins.

The salary situation in New Mexico has partly been relieved by the discovery of the attorney general's office that the present law fixing teachers' salaries means a school year of 12 months instead of a school term, as heretofore construed. This will make it possible for county boards of education to submit and for commissions to adopt budgets which allow a general increase of the salaries of teachers, permitting the payment of a living wage in the rural schools as well as in the municipalities and thus retaining in the service many competent teachers who otherwise would have to seek positions elsewhere or other work in order to meet expenses. Expressions upon tentative school budgets submitted in a number of counties, both from county commissioners and taxpayers, indicate a general appreciation of the seriousness of the situation and of the necessity for making the increased appropriations in order to maintain school efficiency.

## VERDICT FOR PLAINTIFF AFTER SHORT DELIBERATION

On Tuesday afternoon the case of J. W. Jackson vs. L. L. Lorey was heard in the local justice court, wherein the plaintiff sued for a division of the commission claimed to be due on lands sold to Geo. Hamilton. A jury consisting of E. C. Sharpless, B. B. Spencer, R. L. Shaw, L. L. Ladd, D. H. Womack and H. C. Jones heard the evidence of the principals and their witnesses, and after a very short deliberation, found a verdict in favor of the plaintiff, both as to amount sued for and costs. G. O. Caldwell represented the plaintiff, and C. A. Noble the defendant.

Notice of appeal to the district court was given.

## ORGANIZE WOMEN'S HOME MISSIONARY SOCIETY

A number of the ladies of the Methodist Church met at the parsonage yesterday afternoon and discussed the matter of organizing a Home Missionary Society. The consensus of opinion was that the church should have such organization, which could well do the work heretofore done by the Ladies Aid Society, and at the same time do other work of Missionary character in connection therewith. The organization was undertaken with the selection of the following officers: Mrs. S. W. Parton, president; Mrs. R. E. Hale, Vice-president; Mrs. P. A. Speckmann, secretary and Mrs. A. B. McKinley, treasurer. Other officers and committees will be chosen later. The next meeting will be held at the church on Wednesday, May 19.

## R. C. BEATY DIES IN ALBUQUERQUE

R. C. Beaty, 67 years old, died at his home last night. He came here about two months ago from Mountainair. He is survived by a wife, four sons and three daughters. Funeral services will be held at 10 o'clock Monday morning from C. T. French's chapel. The Rev. C. O. Beckman will preside. Burial will be in Fairview cemetery—Albuquerque Herald.